

Amendment No. 1 to HB3023

Johnson P
Signature of Sponsor

AMEND Senate Bill No. 2839

House Bill No. 3023*

By deleting all of the language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 55-16-105, is amended by designating the existing language of subsection (g) as subdivision (g)(1) and by adding a new subdivision thereto, as follows:

(2) A garagekeeper or towing firm that does not verify ownership of a motor vehicle within three (3) business days after taking possession of such motor vehicle pursuant to this section or that does not notify by mail the owner of such motor vehicle within six (6) days after taking possession shall not be entitled to receive more than six (6) days of storage-related expenses. A garagekeeper or towing firm that is found by a court of competent jurisdiction to have failed upon presentment of payment for towing and storage expenses to release a motor vehicle shall be subject to civil liability to a vehicle owner, secured creditor, lessor or lienholder who prevails in an action brought under this section for reasonable costs and attorney's fees incurred by the person instituting the action.

SECTION 2. This act shall take effect July 1, 2012, the public welfare requiring it.